

**STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION**

Commonwealth Edison Company	:	
	:	
	:	Docket No. 16-0259
Annual formula rate update and revenue	:	
requirement reconciliation under Section	:	
16-108.5 of the Public Utilities Act.	:	

**POSITION STATEMENT OF THE STAFF
OF THE ILLINOIS COMMERCE COMMISSION**

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Staff of the Illinois Commerce Commission (“Staff”), by and through its counsel, pursuant to the direction of the Administrative Law Judges (“ALJs”), respectfully submits its Position Statement in the above-captioned matter.

I. INTRODUCTION / STATEMENT OF THE CASE

On April 13, 2016, ComEd filed its annual update of cost inputs and reconciliation pursuant to Section 16-108.5 of the Public Utilities Act (“Act”).

Section 16-108.5(d) of the Act provides in relevant part:

(d) Subsequent to the Commission’s issuance of an order approving the utility’s performance-based formula rate structure and protocols, and initial rates under subsection (c) of this Section, the utility shall file, on or before May 1 of each year, with the Chief Clerk of the Commission its updated cost inputs to the performance-based formula rate for the applicable rate year and the corresponding new charges. Each such filing shall conform to the following requirements and include the following information:

220 ILCS 5/16-108.5(d) (emphasis added).

Subsection 16-108.5(d)(1) of the Act further provides that:

The inputs to the performance-based formula rate for the applicable rate year shall be based on final historical data reflected in the utility's most recently filed annual FERC Form 1 plus projected plant additions and correspondingly updated depreciation reserve and expense for the calendar year in which the inputs are filed.

220 ILCS 5/16-108.5(d)(1) (emphasis added).

Subsection 16-108.5(d)(1) of the Act, also provides that:

The filing shall also include a reconciliation of the revenue requirement that was in effect for the prior rate year (as set by the cost inputs for the prior rate year) with the actual revenue requirement for the prior rate year (determined using a year-end rate base) that uses amounts reflected in the applicable FERC Form 1 that reports the actual costs for the prior rate year. Any over-collection or under-collection indicated by such reconciliation shall be reflected as a credit against, or recovered as an additional charge to, respectively, with interest calculated at a rate equal to the utility's weighted average cost of capital approved by the Commission for the prior rate year, the charges for the applicable rate year.

220 ILCS 5/16-108.5(d)((1) (emphasis added).

Subsection 16-108.5(d) of the Act further provides that:

Notwithstanding anything that may be to the contrary, the intent of the reconciliation is to ultimately reconcile the revenue requirement reflected in rates for each calendar year, beginning with the calendar year in which the utility files its performance-based formula rate tariff pursuant to subsection (c) of this Section, with what the revenue requirement determined using a year-end rate base for the applicable calendar year would have been had the actual cost information for the applicable calendar year been available at the filing date.

220 ILCS 5/16-108.5(d) (emphasis added).

Subsection 16-108.5(d) of the Act also provides that:

Within 45 days after the utility files its annual update of cost inputs to the performance-based formula rate, the Commission shall have the authority, either upon complaint or its own initiative, but with reasonable notice, to enter upon a hearing concerning the prudence and reasonableness of the costs incurred by the utility to be recovered during the applicable rate year that are reflected in the inputs to the performance-based formula rate derived from the utility's FERC Form 1. During the course of the hearing, each objection shall be stated with particularity and evidence provided in

support thereof, after which the utility shall have the opportunity to rebut the evidence. Discovery shall be allowed consistent with the Commission's Rules of Practice, which Rules shall be enforced by the Commission or the assigned hearing examiner. The Commission shall apply the same evidentiary standards, including, but not limited to, those concerning the prudence and reasonableness of the costs incurred by the utility, in the hearing as it would apply in a hearing to review a filing for a general increase in rates under Article IX of this Act.

Id. (emphasis added.)

With respect to the data contained on a utility's FERC Form 1, Subsection 16-108.5(c) of the Act provides that:

Nothing in this Section is intended to allow costs that are not otherwise recoverable to be recoverable by virtue of inclusion in FERC Form 1.

220 ILCS 5/16-108.5(c) (emphasis added).

The FERC Form 1 for the year ended December 31, 2015 ("2015 FERC Form 1") was used by ComEd to reconcile the revenue requirement in effect during 2015 (the prior rate year) with the actual revenue requirement. The 2015 FERC Form 1 along with projected plant additions and correspondingly updated depreciation reserve and expense were used by ComEd to determine rates to be in effect during the 2017 rate year (applicable rate year). (ComEd Ex. 2.0, 1-2.)

Finally, with respect to the formula rate structure, subsection 16-108.5(c) of the Act provides in part that:

Subsequent changes to the performance-based formula rate structure or protocols shall be made as set forth in Section 9-201 of this Act,

and Subsection 16-108.5(d) of the Act further provides in part that:

The Commission shall not, however, have the authority in a proceeding under this subsection (d) to consider or order any changes to the structure or protocols of the performance-based formula rate approved pursuant to subsection (c) of this Section.

220 ILCS 5/16-108.5(d).

The Commission has defined formula rate structure for purposes of Section 16-108.5(c) and (d) to mean ComEd's Schedules FR A-1 and FR A-1 REC and determined that only changes to the format of Schedules FR A-1 and FR A-1 REC require Commission approval through a Section 9-201 filing. The Commission's definition for formula rate structure was recently affirmed by the Appellate Court. (Commonwealth Edison Company v. Illinois Commerce Comm'n, 2016 IL App (1st) 150425)

On May 10, 2016, an initial status hearing was held in this matter. The parties agreed to a schedule setting forth dates for prefiled testimony, briefs and motions regarding prefiled testimony. (Tr., May 10, 2016, 12-14; Notice of Hearing, Notice of Schedule and Notice of Administrative Law Judges; Ruling, May 11, 2016.)

The following Staff witnesses submitted testimony in this case: Scott Tolsdorf (Staff Exs. 1.0 and 4.0), Richard W. Bridal II (Staff Exs. 2.0 and 5.0) Janis Freetly (Staff Exs. 3.0 and 6.0). In addition to Staff and ComEd, the People of the State of Illinois by Attorney General Lisa Madigan ("AG") submitted testimony in this case.

An evidentiary hearing was held in this matter in Chicago, Illinois on August 24, 2016.

In addition to Staff, initial briefs ("IB") and reply briefs ("RB") were filed respectively on September 9, and 26, 2016 by: ComEd, AG and CUB.

II. OVERVIEW OF THE RATE FORMULA AND UPDATE

ComEd's annual update of cost inputs and reconciliation filing for rates to be charged in 2017 is in essence composed of three parts. The three parts when netted

together make up a net revenue requirement for 2017. The first part¹ is the inputs to the performance-based formula rate. ComEd, as a participating utility², filed inputs (based upon its 2015 FERC Form 1) to its performance-based formula rate, for rates to be effective in January 2017. The second part³ is a reconciliation for 2015 revenue requirements. The reconciliation is a true up. The true up is attributable to the difference between the costs used to set ComEd's revenue requirement for 2015 and the actual costs for 2015. (Staff Ex. 1.0, 8.) The third part⁴ of the rates to be charged in 2017 is related to Return on Equity ("ROE"). Consistent with the PUA, included in ComEd's filing for rates to be charged in 2017 is consideration of an ROE Collar adjustment. For rates in effect for 2017, there is an ROE Collar adjustment, since ComEd's earned ROE for 2015 fell below the parameters of the earnings collar. (Staff Ex. 1.0, 10.) Finally, there is a financial penalty⁵ reflected in ComEd's rates to be charged in 2017 because ComEd failed to achieve certain performance metric(s) outlined in Section 16-108.5 of the PUA as required under Section 16-108.5(f-5) of the PUA. (Staff Ex. 3.0, 7.)

III. OVERALL REVENUE REQUIREMENT

A. 2017 Initial Rate Year Revenue Requirement

Staff's recommends 2017 Initial Rate Year Revenue Requirement presented in Staff IB, Appendix A, Schedule 1 FY, line 1 is \$2,568,745,000.

¹ Staff refers to the first part as the Initial Rate Year Revenue Requirement.

² "Participating Utility" is defined at Section 16-108.5(b) of the PUA.

³ Staff refers to the second part as the "Reconciliation Adjustment."

⁴ Staff refers to the third part as the ROE Collar.

⁵ The financial penalty reflected is a five basis point reduction to ComEd's ROE.

B. 2015 Reconciliation Adjustment

Staff IB, Appendix A, Schedule 8 FY computes the variance between the actual revenue requirement for 2015 and the revenue requirement that was reflected in delivery service charges applied during 2015. Interest for the period January 2015 through December 2017 is added to the variance and the total reconciliation adjustment of \$71,829,000 is incorporated into the revenue requirement, which provides the basis for the 2017 delivery service rates. Staff's method of calculating the reconciliation adjustment presented on this schedule is identical to that included in the appendix to the Commission Orders in Docket Nos. 12-0321, 13-0318, 14-0312 and 15-0287. Only the amounts for the actual revenue requirement from Schedule 1 RY (line 1a), revenue requirement in effect during Reconciliation Year (line 1b), and the overall rate of return (line 2) are changed to reflect the values in this proceeding.

C. ROE Collar and ROE Penalty Calculation

Staff IB, Appendix A, Schedule 9 FY computes the adjustment necessary when the Company's earned return on common equity falls outside of the parameters of the earnings collar established by the Energy Infrastructure Modernization Act ("EIMA"). The calculation utilizes the actual operating expenses, rate base, and capital structure for 2015, inclusive of ratemaking adjustments and Commission disallowances as proposed by Staff. The delivery service revenues reflect actual revenues reported by the Company on the 2015 FERC Form 1. The resulting adjustment is incorporated into the revenue requirement which is the basis for the 2017 delivery service rates. Staff IB, Appendix A, Schedule 9 FY demonstrates that ComEd's Delivery Service ("DS") ROE during 2015 fell

below the ROE collar by 0.12%; therefore, an ROE collar adjustment of \$7,104,000 is necessary.

D. 2017 Rate Year Net Revenue Requirement

Staff IB, Appendix A, Schedule 1 FY, line 5 presents the overall 2017 Rate Year Net Revenue Requirement per Staff of \$2,647,679,000.

IV. RATE BASE

A. Overview

1. 2015 Reconciliation Rate Base

Staff's proposed 2015 reconciliation Rate Base is \$ 7,781,270,000 as presented on Staff IB, Appendix B, Schedule 3 RY.

2. 2017 Initial Rate Year Rate Base

Staff's proposed 2017 initial rate year Rate Base is \$8,831,123,000 as presented on Staff IB, Appendix A, Schedule 3 FY.

B. Potentially Uncontested Issues

1. Plant in Service
 - a. Distribution Plant
 - b. General and Intangible Plant
2. Regulatory Assets and Liabilities
3. Deferred Debits
4. Other Deferred Charges
5. Accumulated Provisions for Depreciation and Amortization
6. Accumulated Miscellaneous Operating Provisions

7. Asset Retirement Obligation
8. Customer Advances
9. Customer Deposits
10. Cash Working Capital
11. Construction Work in Progress
12. Accumulated Deferred Income Taxes
13. Materials and Supplies

C. OPERATIONS AND PLANNING

1. Voltage Optimization (“VO”)
2. Data Analytics – Cloud Computing

V. OPERATING EXPENSES

A. Overview

B. Potentially Uncontested Issues

1. Distribution O&M Expenses
2. Customer-Related O&M Expenses
3. Uncollectibles Expense
4. Administrative and General Expenses
5. Charitable Contributions
6. Merger Expenses
7. Charges for Services provided by BSC

In response to AG data requests AG 5.05 and AG 13.01, ComEd identified certain Business Service Company (“BSC”) costs that were inadvertently included in FERC

Account 923 and that ComEd intended to remove in rebuttal testimony. Further, in response to AG data request AG 11.07, ComEd identified certain additional BSC costs the Company stated are related to lobbying activities and transmission services and which ComEd stated that it would remove from the revenue requirement in rebuttal testimony. (Staff Ex. 2.0, 9-10.) In its rebuttal testimony, ComEd removed the costs in question from the revenue requirement. (ComEd Ex. 9.0, 21.) As such, Charges for Services provided by BSC are no longer contested in this proceeding.

- 8. Depreciation and Amortization Expense
- 9. Taxes
- 10. Lobbying Expense
- 11. Rate Case Expense

In direct testimony, Staff proposed adjustments to Rate Case Expense to remove certain expenses that are not reasonable to prepare and litigate a rate case filing. Staff's adjustment disallowed (1) Company-identified rate case expense amounts for which ComEd states it is no longer requesting recovery and which ComEd states are not associated with rate case expense; (2) rate case expense invoice line items which were completely redacted within the provided supporting documentation; and (3) miscellaneous charges for attorney and witness meals. (Staff Ex. 2.0, 10-12.) For purposes of this proceeding, ComEd accepted Staff's adjustment to Rate Case Expense. (ComEd Ex. 9.0, 21.)

Section 9-229 Recommendation Regarding Rate Case Expense

Section 9-229 of the Act (220 ILCS 5/9-229) requires the Commission to specifically assess the justness and reasonableness of any amount expended by a public

utility to compensate attorneys or technical experts to prepare and litigate a general rate case filing in the Commission's final order and to expressly address the issue in the Commission's final order. Staff recommends that the Order in this proceeding express a Commission conclusion as follows:

The Commission has considered the costs expended by the Company during 2015 to compensate attorneys and technical experts to prepare and litigate rate case proceedings and assesses that the amount included as rate case expense in the revenue requirements of \$713,366 is just and reasonable. This amount includes the following costs: (1) \$89,685 amortized rate case expense associated with the initial formula rate proceeding, Docket No. 11-0721; (2) \$492,706 associated with Docket No. 15-0287; and (3) \$130,975 associated with the litigation of Dockets No. 12-0321, 13-0318, and 14-0312.

If the Commission makes any adjustments to rate case expense beyond Staff's proposed adjustment, those adjustments should also be considered in the Commission's statement that sets forth the amount of rate case expense included in the revenue requirement. (Staff Ex. 2, 13.)

12. Employee Recognition

The Commission should adopt Staff's adjustment to remove from the revenue requirement employee recognition costs associated with safety awards and service/longevity awards. The costs associated with employee safety and employee service/longevity awards have not been shown to be prudent, reasonable, or necessary for the provision of delivery services and have not been shown to have any direct benefit to customers. (Staff Ex. 5.0, 5-6.) Further, the safety awards at issue represent a duplicative layer of compensation beyond normal wages and the safety-related incentive compensation plans allowed under section 16-108.5(c)(4)(A) of the Public Utilities Act. 220 ILCS 5/16-108.5(c)(4)(A).

The Commission has consistently disallowed employee recognition expenditures that: 1) have not been shown to be reasonable and prudent costs necessary for the provision of delivery services; and 2) have no direct benefit to customers. (Staff Ex. 2.0, 7-9.) In response to Staff DR RWB 7.01, the Company further categorized the types of employee recognition expenditures it incurred. (Id., Attachment B.) One cost category, employee achievement/performance awards, was sufficiently supported to show that it was reasonable, prudent and necessary for the provision of utility services and had a direct customer benefit. Therefore, Staff reduced its adjustment to recognize that this specific sub-category of employee recognition costs should be reflected in rates.

In response to Staff data request RWB 8.01, in order to limit the issues in the current proceeding, and without waiving ComEd's right to seek recovery of employee recognition expenses in future proceedings, the Company agreed with Staff's adjustment to remove the costs of safety awards and service/longevity awards from ComEd's requested revenue requirements. (Id., Attachment C.) The costs of awards which ComEd claims are for employee performance above and beyond what is required in the ordinary course of employment are not included in Staff's adjustment and will be recovered from ratepayers. (Id., 5.) No other party testified regarding this issue. As such, the issue of Employee Recognition Costs is now uncontested.

13. Incentive Compensation Program Expenses

- a. Annual Incentive Program (“AIP”)
- b. Key Manager Long Term Performance Plan (“LTPP”)
- c. Long Term Performance Cash Award (“LTPCAP”)

14. Gross Revenue Conversion Factor

15. #SmartMeetsSweet (“SMS”) Initiative

In direct testimony, Staff proposed an adjustment to disallow all costs of the SMS initiative that had not already been self-excluded by the Company. (Staff Ex. 2.0, 2-5.) In rebuttal testimony, ComEd provided additional evidence supporting the costs of the SMS initiative which Staff sought to disallow. (ComEd Ex. 9.0, 10-15.) After reviewing ComEd’s rebuttal testimony and subsequent data request responses, Staff withdrew its adjustment to disallow SMS costs. (Staff Ex. 5.0, 3-4.) No other party provided testimony on this issue. As such, the #SmartMeetsSweet Initiative issue is now uncontested.

C. Potentially Contested Issues

1. Telephone Consumer Protection Act ("TCPA") Settlement

VI. RATE OF RETURN

A. Overview

Staff witness Janis Freetly presented the fair rate of return on rate base for ComEd pursuant to Section 16-108.5(c) of the Public Utilities Act ("Act"). (ICC Staff Ex. 6.0, 3.) The Company and Staff ultimately agreed on the fair rate of return on rate base for ComEd is 6.71% for the filing year and 6.69% for the reconciliation year. (ICC Staff Ex. 6.0, 3-4.)

B. Capital Structure

Staff and the Company agree that an end-of-year 2015 capital structure comprising 0.27% short-term debt, 54.11% long-term debt, and 45.62% common equity (excluding goodwill) is appropriate for setting rates for the filing year and the reconciliation year.

C. Cost of Capital Components

1. Rate of Return on Common Equity

Staff and the Company agree that the cost of equity is 8.64% for the 2017 revenue requirement and 8.59% for the 2015 reconciliation year revenue requirement. The 8.64% return equals the 2.84% monthly average 30-year U.S. Treasury bond yield, plus 580 basis points, as required under Section 16-108.5 of the Act. ComEd did not meet a service reliability target outlined in Section 16-108.5, therefore it incurred a five basis point penalty reduction to the cost of equity for the 2015 reconciliation revenue requirement. (ComEd Ex. 3.0, 5; Staff Ex. 3.0, 6-7)

2. Cost of Long-Term Debt

Staff and the Company agree that a cost of long-term debt of 5.06% is appropriate for both the 2017 rate setting and the 2015 reconciliation. (ComEd Ex. 3.0, 4; Staff Ex. 6.0, 4)

3. Cost of Short-Term Debt

Staff and the Company agree that a cost of short-term debt of 0.53% is appropriate for both the 2017 rate setting and the 2015 reconciliation. (ComEd Ex. 3.0, 4; Staff Ex. 6.0, 4) In addition, ComEd's annual credit facility commitment fees, when divided by total capitalization, produce a credit facility fee of 3 basis points, which should be added to ComEd's overall cost of capital. (ComEd Ex. 9.02, 79; Staff Ex. 6.0, 4)

4. Overall Weighted Cost of Capital

Staff and the Company agree that the fair rate of return on rate base for ComEd is 6.71% for the filing year (based on a 8.64% return on common equity) and 6.69% for the reconciliation year (based on a 8.59% return on common equity), as shown below:

Filing Year:

Component	Balance (in thousands)	Weight	Cost	Weighted Cost
Short-Term Debt	\$ 32,144	0.27%	0.53%	0.00%
Long-Term Debt	6,526,399	54.11%	5.06%	2.74%
Common Equity	5,502,198	45.62%	8.64%	3.94%
Bank Facility Costs				0.03%
Total	\$ 12,060,741	100.00%		6.71%

Reconciliation Year:

Component	Balance (in thousands)	Weight	Cost	Weighted Cost
Short-Term Debt	\$ 32,144	0.27%	0.53%	0.00%
Long-Term Debt	6,526,399	54.11%	5.06%	2.74%
Common Equity	5,502,198	45.62%	8.59%	3.92%

Bank Facility Costs			0.03%
Total	\$ 12,060,741	100.00%	6.69%

(ICC Staff Ex. 6.0, 4.)

VII. REVENUES

VIII. COST OF SERVICE AND RATE DESIGN

IX. OTHER FINDINGS

A. Original Cost Finding

Staff recommends that the Commission approve \$18,436,012,000⁶ as the original cost of plant as of December 31, 2015. If the Commission makes any additional adjustments to plant, however, commensurate adjustments should be reflected in the original cost determination. Further, Staff recommends the Commission include the following language in the Findings and Orderings paragraphs of its Order in this proceeding:

- (#) the Commission, based on ComEd's proposed original cost of plant in service as of December 31, 2015, before adjustments, of \$18,436,012,000, and reflecting the Commission's determination adjusting that figure, approves \$_____ as the composite original cost of jurisdictional distribution services plant in service as of December 31, 2015.

(Staff Ex. 4.0, 7.)

⁶ \$18,436,015,000 requested by ComEd less Staff disallowance of \$3,000 = \$18,436,012,000.

B. Wages and Salaries Allocator Utilized in Rider PE and Rate BESH

Rider PE, the tariff under which ComEd recovers the costs of purchased power and the costs of procuring the purchased power, utilizes a wages and salaries ("W&S") allocator applicable to supply, the value of which is to be approved in each formula rate update proceeding. Staff does not object to ComEd's calculation of the W&S allocator applicable to supply. Staff recommended the language below be included in the Order entered by the Commission in this proceeding:

The Commission finds that the wages and salaries allocator applicable to supply of 0.40%, as calculated in this proceeding, should be used to develop charges determined and filed with the Commission under Rider PE and Rate BESH to be effective with the January 2017 monthly billing period. Subsequent calculations of the wages and salaries allocator applicable to supply made in subsequent ComEd Formula Rate Update proceedings must be applied in the corresponding subsequent determination and filing of charges under Rider PE and Rate BESH.

(Staff Ex. 1.0, 17.)

ComEd addressed this subject in its rebuttal testimony and did not object to the inclusion of this language in the Order. (ComEd Ex. 9.0, 25.)

C. Reporting Requirements

1. EIMA Investments

The Commission is setting a revenue requirement in this proceeding for the recovery of \$666.1 million in actual 2015 plant additions and \$641.5 million of projected 2016 plant additions in compliance with Section 16-108.5(b) of the Act. Actual 2015 plant additions and projected 2016 plant additions, combined with actual 2012 through 2014 plant additions of \$894.9, total \$2,202.5 million of actual and projected 2016 plant

additions. The detail of these actual and projected plant additions by categories as required by Section 108.5(b)(1) are as follows:

	<u>CATEGORY</u>	<u>ACTUAL 2012 – 2014 (In Millions)</u>	<u>ACTUAL 2015 (In Millions)</u>	<u>PROJECTED 2016 (In Millions)</u>	<u>CUMULATIVE 2016 (In Millions)</u>
(A) (i)	Distribution Infrastructure Improvements	\$391.0	\$274.7	\$249.5	\$915.2
(A) (ii)	Training Facility Construction or Upgrade Projects	2.8	6.0	0.0	8.8
(A) (iii)	Wood Pole Inspection, Treatment, and Replacement	49.8	20.7	26.1	96.6
(A) (iv)	Reducing the susceptibility of certain circuits to storm-related damage	67.1	<u>72.9</u>	62.7	202.7
	Total Electric System Upgrades, Modernization Projects, and Training Facilities	<u>\$510.7</u>	<u>\$374.3</u>	<u>\$338.3</u>	<u>\$1223.3</u>
(B) (i)	Additional Smart Meters	\$176.9	\$230.4	\$239.1	646.4
(B) (ii)	Distribution Automation	163.2	54.4	36.1	253.7
(B) (iii)	Associated Cyber Secure Data Communications Network	0.0	0.0	0.0	-
(B) (iv)	Substation Micro-processor Relay Upgrades	44.1	<u>7.0</u>	<u>27.9</u>	79.1
	Total Upgrade and Modernization of Transmission and Distribution Infrastructure and Smart Grid Electric System Upgrades	<u>\$384.2</u>	<u>\$291.8</u>	<u>\$303.2</u>	<u>979.2</u>
	Total Plant Additions in Compliance with Section 16-108.5(b)(1) of the Act	<u>\$894.9</u>	<u>\$666.1</u>	<u>\$641.5</u>	<u>2,202.5</u>

(ICC Staff Ex. 1.0, 15-16.)

2. Reconciliation Year Plant Additions

In the Commission's final Order in Docket No. 14-0312, Findings paragraph 11 set forth a table with details for the plant additions placed in service in 2013. Commonwealth Edison Co., ICC Final Order Docket No. 14-0312, 107-8 (Dec. 10, 2015) ComEd also

provided a similar table for the \$654,813,654 of plant additions projected to be placed in service in 2015. Commonwealth Edison Co., ICC Final Order Docket No. 15-0287, 76 (Dec. 9, 2015) In this proceeding, ComEd provided a similar summary of the \$641,515,121 investment amount by category placed in service in 2016 by ComEd under Section 16-108.5(b) of the Act. (ComEd Ex. 3.0, 19.)

No party contests that ComEd has satisfied its obligation to provide the required information. Accordingly, the Commission should find that ComEd has satisfied its obligation to provide the required plant addition information.

3. Contributions to Energy Low-Income and Support Programs

Respectfully submitted,

/s/_____

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September 26, 2016

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